

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 7/12/10
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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 IN RE APPLICATION FOR THE DETERMINATION :  
 OF INTERIM LICENSE FEES FOR THE CROMWELL :  
 GROUP, INC. AND AFFILIATES (KHWY, Inc., :  
 et al.) :

10 Civ. 167 (DLC)

-----X  
 IN RE APPLICATION OF HICKS BROADCASTING :  
 OF INDIANA, LLC (KHWY, Inc., et al. :

09 Civ. 7759  
(DLC)

-----X  
 Related to :  
 :  
 UNITED STATES OF AMERICA, :  
 Plaintiff :  
 v. :  
 :  
 AMERICAN SOCIETY OF COMPOSERS, AUTHORS, :  
 AND PUBLISHERS, :  
 Defendant. :

ORDER

41 Civ. 1395  
(DLC)

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DENISE COTE, District Judge:

ASCAP having made a motion to enforce the October 15, 2004 Final Order and the May 25, 2010 Interim Fee Order, and for entry of judgment against KHWY, Inc. and The Drive, LLC (collectively "KHWY") for failure to pay license fees in accordance with the ASCAP 2004 Radio Station License Agreement in the amount of \$105,331.62, and having given KHWY until July 21, 2010, to respond, it is hereby

ORDERED that in the event that KHWY does not consent to entry of judgment by August 6, 2010, the parties are required to


appear at a hearing before the Court on September 3, 2010 at 9:30 a.m. at the United States Courthouse, 500 Pearl Street, New York, New York, in Courtroom 11B. Any papers in response are due August 20, 2010.

IT IS FURTHER ORDERED that the respondents shall supply two courtesy copies of their response to Chambers by delivering them to the Courthouse Mailroom, 8th Floor, United States Courthouse, 500 Pearl Street, New York, New York.

IT IS FURTHER ORDERED that ASCAP shall serve this Order on KHWY.

SO ORDERED:

Dated: New York, New York  
July 12, 2010

  
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DENISE COTE  
United States District Judge